

*JUL 17 2006*  
*CHAMBERS OF*  
Duane Morris\*

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July 14, 2006

**BY HAND DELIVERY**

Hon. William H. Pauley, III  
 United States District Court for the  
 Southern District of New York  
 500 Pearl Street  
 Chambers 2210  
 Courtroom 11D  
 New York, New York 10007

**Re: Anthropologie, Inc. and U.O.D., Inc. v. Forever 21, Inc.**  
**Civil Action No. 06 CV 2510 (WHP)**

Dear Judge Pauley:

Anthropologie, Inc. et al. We represent plaintiffs in the above-captioned case. The Court has scheduled an initial conference for next Friday, July 21<sup>st</sup> at 10:15 a.m. In accordance with the Court's May 12, 2006 Order, counsel for all parties were directed to confer with each other prior to the conference regarding all of the subjects to be considered pursuant to Rule 26(f) of the Federal Rules of Civil Procedure and to file a written report outlining their discovery plan at least seven days prior to the initial pretrial conference. Today is seven days prior to the scheduled conference and therefore the discovery plan report is due today.

Doc. 5

Defendant, Forever 21, Inc., has just recently retained counsel. Defendant has not yet answered or otherwise responded to the complaint. I spoke with defendant's counsel, Peter S. Sloane of Ostrolenk, Faber, Gerb & Soffen, LLP today by telephone regarding the case. There is a significant chance that the parties might be able to settle the case. In any event, because Mr. Sloane has only recently been retained, defendant's counsel will need time to review the complaint, prepare a response and analyze discovery issues. Plaintiff has no objection to the Court granting a reasonable extension of time for defendant to perform the aforementioned tasks.

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Hon. William H. Pauley, III  
July 14, 2006  
Page 2

Accordingly, the parties jointly request an adjournment of the July 21<sup>st</sup> initial pre-trial conference. No previous request has been made for an adjournment of the initial pretrial conference.

Respectfully submitted,



Gregory P. Gulia

GPG:slj

cc: Peter S. Sloane, Esq. (counsel for defendant)

Application Granted. Conference  
adjourned to September 1, 2006  
at 12:00pm

**SO ORDERED:**



WILLIAM H. PAULEY III U.S.D.J.

7/26/06